

Deficiency Progress Report

CUPA: Anaheim Fire Department
Evaluation Date: December 6 and 7, 2006
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Date of Update 1: February 28, 2007

Date of Update 2: June 5, 2007

- 1. Deficiency:** The CUPA is not meeting the inspection frequency indicated in its Inspection & Enforcement Plan of biennial inspections for the business plan program, Cal/ARP, and hazardous waste generators. This deficiency was noted in the CUPA's 2005/06 Self Audit, and is primarily due to loss of staff.

CUPA Corrective Action update 1: The CUPA Program Manager evaluated the workload and deemed it appropriate for current staffing levels. All positions are now filled, and all technical staff have completed the required 100 hours of training. Technical staff will perform their assigned inspections and as many past due inspections as time allows each month along with follow-up activities. An activity report for the month of January 2007 indicated that technical staff members performed all program inspections at 86 facilities. The established workload is an average of 60 facilities per month over a two year period. Thus, the CUPA satisfied the scheduled facility inspections amount, as well as 26 past due ones. The CUPA anticipates being caught-up by the end of 2007. The CUPA Program Manager will continue to monitor the progress.

Cal/EPA, OES, and DTSC Response: Cal/EPA is satisfied with the progress the CUPA is making towards correcting this deficiency and considers this deficiency in progress of being corrected. Cal/EPA will continue to monitor the progress until the CUPA is meeting the inspection frequencies.

CUPA Corrective Action update 2: All technical staff have remained employed with the CUPA and have working diligently in accordance with the priorities previous established (see previous update). From March 1 through June 1 the technical staff members performed 239 scheduled facility inspections. Only 180 were due during this period, thus 59 were past due ones performed as part of trying to meet the catching-up goal by the end of the calendar year. Follow-up with previously inspected facilities did not suffered as evidenced by the 174 logged activities (re-inspections,

other inspections and office reviews). The CUPA Program Manager will continue to monitor this exceptional progress.

DTSC and Cal/EPA Response: DTSC and Cal/EPA are satisfied with the CUPA's response to this violation and appreciate the CUPA's efforts to correct this deficiency. Cal/EPA considers this deficiency corrected.

2. **Deficiency:** The CUPA is not classifying violations in a manner consistent with the definitions of Class I, Class II and Minor as defined in Title 22 and Health and Safety Code.

CUPA Corrective Action update 1: The CUPA discussed this as an agenda item during a recent staff meeting. Technical staff was reminded by the CUPA Program Manager to refer to their Procedures binder for properly classifying violations. More scrutiny will be placed on reviewing this area of the inspection reports as the manager reviews them. All technical staff attended the recent CUPA Conference for training. The CUPA also intends to accept an offer from a DTSC staff member to provide field training in this area in the near future.

Cal/EPA and DTSC Response: Cal/EPA is satisfied with the progress the CUPA is making towards correcting this deficiency. Cal/EPA considers this deficiency in progress of being correct. In the next update, let Cal/EPA know the date of the training by DTSC staff and provide Cal/EPA a copy of an inspection report properly classifying the violation(s), so we can verify this deficiency has been corrected.

CUPA Corrective Action update 2: On April 5, 2007, Mickey Pierce provided training to the CUPA technical staff members on classifying violations. The CUPA sent this date via fax a copy of an inspection report as requested.

DTSC and Cal/EPA Response: DTSC is satisfied with the CUPA's response to this violation and considers it adequately addressed. Please continue to contact DTSC as training needs arise. This deficiency is identified as corrected.

3. **Deficiency:** The CUPA Area Plan was missing Safety Procedure Information as required under Title 19, Section 2726.

CUPA Corrective Action: The CUPA verified sufficient information was in the text of the document in the identified section as indicated on the Table of Contents. However, the item was not in bold (the format used to identify required information), did not specify "required" and omitted the word "affected" in regards to the public. All of these were addressed in the

corrected document, which was forwarded to the City Clerk's Office for official city recordkeeping and copied to discs for use outside of the office.

Cal/EPA and OES: Cal/EPA considers this deficiency corrected. No further updates are necessary for this deficiency.